UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/534,712	05/12/2005	Kciji Hirao	050302	6883
	7590 11/01/2007 ITOS & HANSON, LLP	,	EXAMINER	
1420 K Street, N.W.			WOO, STELLA L	
Suite 400 WASHINGTON, DC 20005			ART UNIT	PAPER NUMBER
			2614	
			MAIL DATE	DELIVERY MODE
			11/01/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

	Application No.	Applicant(s)			
•	10/534,712	HIRAO ET AL.			
Office Action Summary	Examiner	Art Unit			
	Stella L. Woo	2614			
The MAILING DATE of this communication app Period for Reply	ears on the cover sheet with the c	orrespondence address			
A SHORTENED STATUTORY PERIOD FOR REPLY WHICHEVER IS LONGER, FROM THE MAILING DA - Extensions of time may be available under the provisions of 37 CFR 1.13 after SIX (6) MONTHS from the mailing date of this communication. - If NO period for reply is specified above, the maximum statutory period w - Failure to reply within the set or extended period for reply will, by statute, Any reply received by the Office later than three months after the mailing earned patent term adjustment. See 37 CFR 1.704(b).	ATE OF THIS COMMUNICATION 36(a). In no event, however, may a reply be tim will apply and will expire SIX (6) MONTHS from cause the application to become ABANDONE	I. lely filed the mailing date of this communication. D (35 U.S.C. § 133).			
Status					
Responsive to communication(s) filed on 2a) ☐ This action is FINAL . 2b) ☐ This 3) ☐ Since this application is in condition for allowan closed in accordance with the practice under E	action is non-final. nce except for formal matters, pro				
Disposition of Claims					
4)	relection requirement. r. ☑ accepted or b) ☐ objected to be drawing(s) be held in abeyance. See on is required if the drawing(s) is obj	e 37 CFR 1.85(a). ected to. See 37 CFR 1.121(d).			
11) The oath or declaration is objected to by the Example 11.	aminer. Note the attached Office	Action or form PTO-152.			
Priority under 35 U.S.C. § 119 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of: 1. Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in Application No 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)). * See the attached detailed Office action for a list of the certified copies not received.					
Attachment(s) 1) Notice of References Cited (PTO-892) 2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO/SB/08) Paper No(s)/Mail Date 5/12/05; 7/13/05.	4) Interview Summary Paper No(s)/Mail Da 5) Notice of Informal Pa	te			

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

- (b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.
- 2. Claims 1-8 are rejected under 35 U.S.C. 102(b) as being anticipated by Boys (US 2002/0001303 A1).

Regarding claim 1, Boys discloses a contents reproducing apparatus with telephone function (Internet radio device with IP telephony), comprising:

a reproducing means for selectively reproducing a telephone voice signal and a first content signal (IP telephony mode switch 803 enables toggle capability between IP telephony or Internet radio mode; paragraph 110);

a generating means for generating a second content signal (audio can be generated from another audio-broadcast source; paragraphs 47, 73);

a disabling means for disabling said generating means when a reproducing signal by said reproducing means is said first content signal (selection between audio-broadcast sources is made via selection buttons; paragraph 73), and

an activating means for activating said generating means when a reproducing signal by said reproducing means is said telephone voice signal (user can listen to music while conducting telephony simultaneously; paragraph 119).

Application/Control Number: 10/534,712

Art Unit: 2614

Regarding claim 2, Internet radio audio and IP telephony audio can be output to either the speaker system or a headset/earpiece (paragraph 10).

Regarding claims 3, 5-6, 8, Internet radio audio and IP telephony audio can be received via a wired medium such that the device can be a fixed, table-top radio/phone (paragraph 120).

Regarding claims 4 and 7, the two Internet audio-broadcast sources can be from the same genre since they are selected by the user (paragraph 73).

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Stella L. Woo whose telephone number is (571) 272-7512. The examiner can normally be reached on Monday-Friday, 8:00 a.m. to 4:30 p.m..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Curtis Kuntz can be reached on (571) 272-7499. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Application/Control Number: 10/534,712

Art Unit: 2614

Page 4

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Stella L. Woo Primary Examiner Art Unit 2614